



Attorney/Docket No. 31132.00237
Customer No. 000027683

SPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Ferguson, et al.

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Group Art Unit: 3732

Serial No. : 10/799,178

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Examiner: Unknown

Filed: March 12, 2004

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For: Technique and Instrumentation for
Intervertebral Prosthesis Implantation Using
Independent Landmarks

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INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

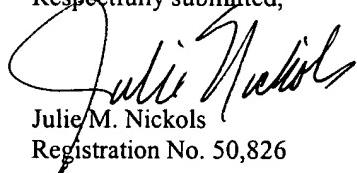
In compliance with the duty of disclosure under 37 CFR §1.56, and in accordance with the practice under 37 CFR §1.97 and §1.98, the Examiner's attention is directed to the documents listed on the enclosed modified Form PTO-1449. No inference should be made that the cited references are in fact material, are in fact prior art, or that no better art exists. The cited patents are listed in numerical order and are not in any order based on their pertinence.

The above-identified application was filed after June 30, 2003. Therefore, pursuant to the waiver of the requirement under 37 CFR 1.98 (a)(2)(i) as stated in a Pre-OG Notice dated July 11, 2003, copies of only the foreign patent documents and non-patent literature listed on the enclosed modified Form PTO-1449 are attached.

The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account 08-1394.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Respectfully submitted,



Julie M. Nickols
Registration No. 50,826

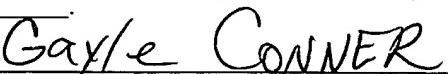
Date: Aug 23, 2004
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 8-23-04

Printed Name

Signature



In place of PTO-1449 Form	U. S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>			AUG 26 2004 95 USPTO 100 100 100		
SHEET	1	OF	1	Application Number	10/799,178
				Filing Date	March 12, 2004
				Applicant(s)	Ferguson, et al.
				Art Unit	3732
				Examiner Name	Unknown
				Attorney Docket Number	31132.237

NON-PATENT LITERATURE DOCUMENTS		
Examiner's Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item, date, page(s), volume-issue number(s), publisher, city/country where published
	C1	VINCENT BRYAN, M.D., "Bryan Cervical Disc System; Single Level Surgical Technique", Spinal dynamics Restoring Function, 2002, pages 1-34.

Examiner Signature _____ **Date Considered** _____

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.